IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

NOTICE OF MOTION NO. 1413 OF 2005

IN

INCOME TAX APPEAL (LODG) NO. 544 OF 2005

The Commissioner of Income Tax .... Appellant

Vs.

M/s Arati Intermediates (P)Ltd. .... Respondent

Mr. Vimal Gupta for Appellant.
Mr. P.K. Paradia & Ajay Singh for respondent

CORAM : F.I. REBELLO, &
J.P. DEVADHAR, JJ.

DATE : 14TH AUGUST, 2007

P.C.

. The delay is of 1038 days. The cause shown in Affidavit in support would not amount to sufficient cause. In the light of that, motion stands dismissed.

(J.P. DEVADHAR, J.) **(F.I. REBELLO, J.)**

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. In view of dismissal of the Notice of Motion for condonation of delay, Appeal does not survive and it is disposed of accordingly. Refund of court fees as per rules. Certified copy expedited.

(J.P. DEVADHAR, J.) **(F.I. REBELLO, J.)**